



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION III  
841 Chestnut Building  
Philadelphia, Pennsylvania 19107

110174

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

MAR 17 1993

Robert J. Sugarman  
Solicitor for Foster Township  
Sugarman & Associates  
100 North 17th Street  
Philadelphia, PA 19103

Re: C&D Recycling Superfund Site

Dear Mr. Sugarman:

This letter is in response to your letter dated January 22, 1993 concerning the C&D Recycling Superfund Site ("Site") located in Foster Township, Luzerne County, Pennsylvania.

In your January 22, 1993, letter you assert that AT&T has falsified certain selenium sampling results from the Site by labelling the data as "non-detect" when the results are more appropriately classified as "unusable." It is true that the June 22, 1992, letter from ERM includes a table summary of the data (AR503170-171) which indicates that selenium was not detected in the samples. However, another table (a handwritten data summary) which was attached to the June 22, 1992, letter identifies the data as unusable (AR503175-176). Additionally, the laboratory reports which are also attached to the June 22, 1992, letter from ERM specify the QA/QC problems with the selenium data. Finally, it should be emphasized that EPA made no remedial decisions based solely upon the data summary table (AR503170-171).

It is unclear why you contend that the inorganic analytical results of sediment and rock collected from the drywell (leach pit) and discussed in an October 30, 1992, letter from ERM were "falsified to falsely present that the concentrations decrease with increasing depth." The October 30, 1992, letter from ERM states "The distribution of total lead and copper appears consistent throughout the sediment column. The total concentration of these inorganics decreases one to two orders of magnitude at the sediment/rock interface" (emphasis added). The analytical data sheets attached to the letter support this conclusion. In addition, the ground water results do not support the contention that contamination has migrated to the ground water. The Record of Decision for the Site provides for the removal and sampling of the sediment located within the Site's storm water sewer system, which includes the drywell. In addition, the Record of Decision requires that the integrity of

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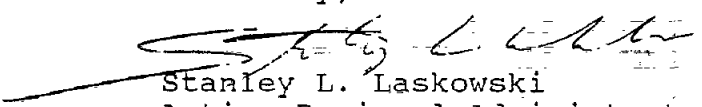
the storm water sewer system be evaluated to determine the potential for releases of hazardous substances from the Site into the soil and ground water.

As described above, the information provided in your letter has been previously evaluated by EPA. EPA did not ignore any dry well data available to it on or before (or since) June of 1992. In fact, EPA has reasonably attempted to evaluate all of the data that you have submitted. EPA has not received any new information that would require it to reverse its determination in the Record of Decision that existing data indicate that the Site operations did not impact the ground water.

Finally, the memorandum from Michael Towle, EPA Remedial Project Manager to Jack Kelly, Regional Representative, ATSDR, dated August 12, 1992, does not contain any language that states that "EPA has found different materials in different places on the site than has previously been disclosed to ATSDR." Therefore, EPA cannot respond to your question without further information.

If you have any further questions please contact Cecil Rodrigues, Senior Assistant Regional Counsel at 215-597-4868.

Sincerely,



Stanley L. Laskowski  
Acting Regional Administrator

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